

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2002-383-T – ORDER NO. 2003-208

APRIL 2, 2003

IN RE: Staff Request to Dismiss the Application of Walter) ORDER
Van Applewhite DBA Beach Boy Transportation,) DISMISSING
403 72 nd Ave. North, #6, Myrtle Beach, SC 29572) APPLICATION
(District 1), for a Class C Charter Certificate of Public) AND
Convenience and Necessity and to Rescind Authority) RESCINDING
Granted in Order No. 2002-819, due to Applicant's) AUTHORITY
Failure to Comply with Commission Rules.)

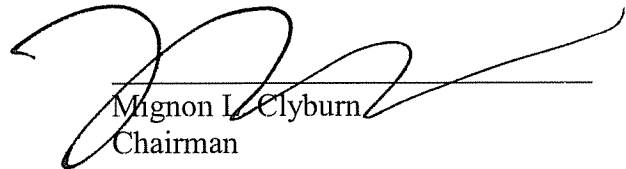
This matter comes before the Public Service Commission of South Carolina (the Commission) as the result of the failure of Walter Van Applewhite DBA Beach Boy Transportation (the Applicant) to comply with certain directives of this Commission relative to the instant Docket.

By its previous Order in this matter, the Commission granted the authority described in the Application. In addition, the Commission directed the Applicant to file the proper license fees and other information required by S.C. Code Ann. Section 58-23-10, et seq. (1976), as amended, and the applicable provisions of R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 26 (1976), as amended, and R.38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 23A (1976), as amended within sixty (60) days of the date of this Order. The Applicant's

compliance with such filing requirements was clearly expressed as a condition precedent to receipt of the Certificate and rendition of the authorized motor carrier services.

However, a review of the instant Docket reveals that the Applicant has failed to comply with the directives of the Order and subsequent notifications issued by this Commission with respect thereto. Therefore, the Commission is of the opinion, and so finds, that its previous Order granting authority in this matter should be rescinded. Accordingly, the Commission further finds that the Application herein should be dismissed and the instant Docket should be closed.

BY ORDER OF THE COMMISSION:



Mignon L. Clyburn
Chairman

ATTEST:



Gary E. Walsh
Executive Director

(SEAL)